

MINUTES

BOARD OF MANUFACTURED HOUSING MEETING

Friday, June 03, 2016

1:00 PM

Legislative Office Building, Room 307
33 North State Street, Concord, NH 03301

The following members were present: Chair Mark Tay, Esquire, Vice-Chair Peter Graves, Lois Parris, Rep. Franklin Sterling, Rep. Catherine Cheney, Judy Williams and Kenneth Dame.

Others in attendance included: Rick Wisler from OPLC, clerk of the Board of Manufactured Housing. Also in attendance were Attorney Daniel Will, Vaughn Cloutier, Carolyn Bragg, Robert O'Connell, and John Parisi.

The meeting was called to order by Chair Tay at 1:10 p.m.

Approval of Minutes: The May 13, 2016 minutes were reviewed. A motion was made and seconded by Board members Cheney and Williams, and voted unanimously to accept the minutes of the May 13, 2016 meeting.

Chair Tay announced the order of agenda items would be slightly changed.

Approval of Board Decision:

Docket 15-04 Thomas Moughan v. Lamplighter MHP Motion for Rehearing. Following a discussion after a lengthy presentation by the parties, a motion was made and seconded to approve the decision to deny the motion for rehearing. Unanimous vote to approve the decision.

Complaint Hearing:

Docket 16-06 Robert O'Connell v. Pine Pond Park, Vaughn Cloutier. The complainant, Robert O'Connell was present and not represented by counsel. Vaughn Cloutier of Pine Pond Park was present and was represented by Attorney Daniel Will.

Chair Tay opened the hearing by stating no motion was filed to recuse Chair Tay from the hearing due to his previous involvement with the Cloutiers. The hearing process was then explained and Chair Tay administered the oath to all parties. The matter proceeded to hearing. Mr. O'Connell presented testimony supporting his complaint alleging the park violated RSA 205-A:2, VII, VII (a) and (b) by unreasonably limiting the length of stay for an approved roommate.

Attorney Will presented respondent exhibits A – J to the board.

Chair Tay explained the board's mission is to not only hear complaints but also to facilitate resolutions, and then asked Attorney Will if both parties had an opportunity to discuss and resolve the issue. Attorney Will responded they had not and requested a short recess to discuss with his client.

Following a short recess the hearing reconvened. Following Attorney Will's presentation of the respondent's position on the issue, and questions from the board, Chair Tay called for an additional short recess to allow the parties to further discuss a resolution.

After the hearing reconvened, Attorney Will informed the board that a mutually acceptable agreement had been reached. A formal agreement will be drafted and will be reviewed by the board at its next meeting.

Other Business:

Board secretary Robert Hunt's appointment is due to expire July 16, 2016. Board members reviewed the letter of support sent by Chair Tay to the Bar Association's President.

The hearing for Docket 16-04 Henderson v. Pine Gardens Manufactured Homes had been continued twice due to motions filed by the respondent. The board will schedule a hearing either within the timeline of a new complaint filing, if one is received, or within the next 90 days, whichever comes first.

Adjournment at 2:25.